



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Lebel ET AL. Examiner: unknown  
Serial No: 09/768,035 Group Art Unit: 3736  
Filing Date: January 22, 2001 Docket No. 047711/0214  
Title: AMBULATORY MEDICAL APPARATUS AND METHOD USING A  
ROBUST COMMUNICATION PROTOCOL

**CERTIFICATE UNDER 37 CFR 1.8:**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on July 18, 2002.

*Richard Ruggiero*  
RICHARD RUGGIERO

**INFORMATION DISCLOSURE STATEMENT**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

In accordance with 37 CFR §1.97(b)(3), the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner. The undersigned hereby states in accordance with 37 C.F.R. § 1.97(e)(1) that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to filing of this Statement. Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

In accordance with 37 CFR §1.98(a)(2), a copy of each document or other information listed on the enclosed Form 1449 is provided.

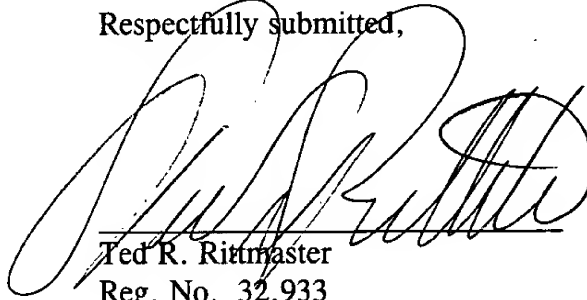
No representation is made that a reference is "prior art" within the meaning of 35 USC §§102 and 103 and Applicant reserves the right, pursuant to 37 §1.131 or otherwise, to establish that the references are not "prior art." Moreover, Applicant does not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

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Consideration of the items listed is respectfully requested. Pursuant to the provisions of MPEP 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees, if any, to Deposit Account No. 50-0872.

Respectfully submitted,



Ted R. Rittmaster  
Reg. No. 32,933

Dated: July 18, 2002

FOLEY & LARDNER  
2029 Century Park East, 35<sup>th</sup> Floor  
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CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described herein, are being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on July 18, 2002.

By:

*Richard Ruggiero*  
Richard Ruggiero

Commissioner for Patents  
Washington, D.C. 20231

Sir:

We are transmitting herewith the attached:

- ☒ Information Disclosure Statement
- ☒ Form PTO-1449
- ☒ Copies of Cited References
- ☒ Return postcard

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Please charge any fees associated with this transmittal to Deposit Account No 50-0872. A duplicate of this sheet is enclosed.

Date: July 18, 2002

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35<sup>th</sup> Floor  
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By:

*Ted Rittmaster*  
Name: Ted Rittmaster  
Reg. No.: 32,933  
TRR/rsr